

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

AGROFRESH INC.,

Plaintiff,

v.

ESSENTIV LLC, DECCO U.S. POST-
HARVEST, INC., CEREXAGRI, INC.
d/b/a DECCO POST-HARVEST, and
UPL, LTD.,

Defendants.

No. 2:19-mc-00047-RSL

**STIPULATED MOTION AND
~~PROPOSED~~ ORDER REGARDING
BRIEFING SCHEDULE ON
DEFENDANTS' MOTION TO COMPEL
PACE INTERNATIONAL LLC TO
COMPLY WITH SUBPOENAS OR, IN
THE ALTERNATIVE, TO TRANSFER
THIS MATTER TO THE DISTRICT OF
DELAWARE**

NOTE ON MOTION CALENDAR:
April 22, 2019

STIPULATION

Defendants Decco U.S. Post-Harvest, Inc., Cerexagri, Inc. d/b/a Decco Post-Harvest, and UPL, Ltd. (collectively, "Defendants" or "Decco"), Plaintiff Agrofresh Inc., ("Agrofresh") and third party Pace International LLC ("Pace") stipulate as follows:

1. On April 11, 2019, Defendants filed a motion to compel Pace to comply with a subpoena, or alternatively, to transfer the matter to the Delaware District Court (Dkt. No. 1).

2. The motion to compel was noted on the Court's motion calendar for April 26, 2019. Per LCR 7(d)(3), opposition papers are due April 22, 2019.

3. Defendants, Agrofresh and Pace stipulate that the deadline for opposition papers is extended to May 1, 2019, and Defendants' reply papers will be due May 8, 2019, with the matter re-noticed for May 10, 2019.

Dated: April 22, 2019.

YARMUTH LLP

By: s/ John H. Jamnback
John H. Jamnback, WSBA No. 29872
1420 Fifth Avenue, Suite 1400
Seattle, WA 98101
Phone: 206.516.3800
Email: jjamnback@yarmuth.com

RICHARDS, LAYTON & FINGER, P.A.

Frederick L. Cottrell, III
Jeffrey L. Moyer
Nicole K. Pedi
One Rodney Square
920 North King Street
Wilmington, DE 19801
Phone: 302.651.7700
Email: cottrell@rlf.com
moyer@rlf.com
pedi@rlf.com

*Attorneys for Defendants Decco U.S. Post
Harvest, Inc., Cerexagri, Inc. d/b/a Decco
Post-Harvest, and UPL Ltd.*

FOLEY & LARDNER LLP

By: s/ Matthew B. Lowrie (w/permission)
Matthew B. Lowrie
Kevin M. Littman
111 Huntington Avenue, Suite 2500
Boston, MA 02199-7610
Phone: 617.342.4000
Email: mlowrie@foley.com
klittman@foley.com

*Attorneys for Third Party Subpoena
Recipient Pace International LLC*

BARNES & THORNBURG LLP

By: s/ Robert D. MacGill (w/permission)
Chad S.C. Stover
Robert D. MacGill
1000 N. West Street, Suite 1500
Wilmington, DE 19801-1054
Phone: 302.300.3434
Email: chad.stover@btlaw.com
rmacgill@btlaw.com


Lynn C. Tyler
Deborah Pollack-Milgate
T. Joseph Wendt
Jessica M. Lindemann
Matthew T. Ciulla
11 South Meridian Street
Indianapolis, IN 46204-3535
Phone: 317.236.1313
Email: lynn.tyler@btlaw.com
dmilgate@btlaw.com
jwendt@btlaw.com
jessica.lindemann@btlaw.com
matthew.ciulla@btlaw.com

Attorneys for Plaintiff AgroFresh Inc.

~~PROPOSED~~ ORDER

Pursuant to stipulation, IT IS SO ORDERED.

DATED: April 30, 2019.



THE HONORABLE ROBERT S. LASNIK
United States District Judge